

# **REPORT OF THE BOARD OF STEWARDS**

## **BAY MEADOWS RACE COURSE**

### **SAN MATEO, CA.**

#### **To the California Horse Racing Board**

Arnold Schwarzenegger, Governor

Honorable Richard B. Shapiro, Chairman

Honorable John C. Harris, Vice Chairman

Honorable John W. Amerman, Member

Honorable John Andreini, Member

Honorable Jesse H. Choper, Member

Honorable Jerry Moss, Member

Kirk E. Breed, Executive Director

Richard "Bon" Smith, Assistant Executive Director

#### **BOARD OF STEWARDS**

Grant Baker- John Herbuveaux- Darrel McHargue

Report for the period Thursday, April 3, through Monday, April 7, 2008

4/3/08 THURSDAY

(1) EARLY DECLARATION

2<sup>nd</sup> race #2 MEL MAANI  
vet- sick Diane Isbell D.V.M.

(Tr. Jerry Hollendorfer)  
Refunds \$ 575.00

(2) FILM REVIEW

Jockey Catalino Martinez viewed the tapes of Monday's seventh race. Martinez initiated close quarters in the stretch run and was admonished to provide more racing room for fellow competitors in the future.

(3) SMITH RULING (CASE # 08BM031 & 08BM062)

Ruling # 41

Trainer William F. Smith, is fined the sum of three hundred dollars (\$300.00)\* for violation of California Horse Racing Board Rule # 1530 (Cases not Covered By Rules and Regulations) and California Horse Racing Board Rule # 1874 (4) (Disorderly Conduct – Misappropriation of Horse Feed), at Bay Meadows California on February 7, 10, & 12, 2008, and placed on probation for the term of his license.

The above ruling was issued after a formal hearing was conducted over a two day period (refer 3/24/08[5] and 3/30/08[3]). Smith acknowledged he took feed from another trainer's barn but he assumed he had permission to do so because he had purchased feed from that person in the past.

Facts of the case showed that Smith lacked permission when the feed was taken and no payment was offered until after the authorities had been called in concerning the missing feed.

(4) RACING IN THE CLEAR

The afternoon's eight race program was conducted without noteworthy incident.

(5) ATTENDANCE- HANDLE

On Track Attendance	1,329
N-Cal Attendance	4,006
On Track Handle	\$424,442.90
N-Cal Handle	\$1,379,564.00
<u>S Cal on N Cal</u>	<u>\$520,563.20</u>
 Total Handle	 \$2,544,047.82

4/4/08 FRIDAY

(1) EARLY DECLARATIONS

4<sup>th</sup> #3 HASTY PROMISES (Tr. Ed Moger)  
vet- sick Jessica Christiansen D.V.M. Refunds \$ 324.00

8<sup>th</sup> race # 1 DIRECT CONNECT (Tr. Steve Miyadi)  
vet- sick Jessica Christiansen D.V.M. Refunds \$ 567.20

(2) VETERINARIAN COVERAGE

Inspecting veterinarian Diane Isbell D.V.M. is away for the weekend at an equine conference in Virginia, and track veterinarian Jessica Christiansen will fill the void until she returns.

(3) CAL-BRED REPORT

This evening's seventh race offered an optional claiming/allowance mile for California Bred horses, Four Year Olds and up, with an optional claiming price of \$25,000 and eight head competed.

(4) STEWARDS INQUIRY – SECOND RACE- NO CHANGE

The Stewards posted the inquiry sign to evaluate an incident near the 1/8 which saw the winner #1 MEDIA MAN, ridden by Kyle Kaenel, steady off the heels of the place horse, #4 MR ALL IN, ridden by Roberto Gonzalez. After a thorough review the Stewards affirmed the original order of finish.

Tapes showed that MR ALL IN drifted in near the 1/8 causing MEDIA MAN to check along the rail in the ensuing close quarters. Since MEDIA MAN came on to out finish MR ALL IN no action by the Stewards was necessary.

Roberto Gonzalez will review the race with the Stewards in the morning.

(5) ATTENDANCE - HANDLE

On Track Attendance	5,543
N-Cal Attendance	8,395
On Track Handle	\$498,879.30
N-Cal Handle	\$1,476,588.60
<u>S Cal on N Cal</u>	<u>\$264,267.00</u>
Total Handle	\$2,665,763.56

4/5/08 SATURDAY

(1) CAL-BRED REPORT

Today's eighth and featured race, the \$100,000 California Turf Sprint, showcased nine of the fastest California Bred sprinters in the state dashing five furlongs on the turf.

(2) EARLY DECLARATION

3<sup>rd</sup> race #5 BEAU GERI

vet- sick Jessica Christiansen D.V.M.

(Tr. Mark Glatt)

Refunds \$ 1,392.00

(3) FILM REVIEW

Jockeys Roberto Gonzalez and Russell Baze were in to review races from last night's card. Each rider addressed our concerns and the Stewards were satisfied with the explanations.

(4) CHANLEY RULING

Ruling # 42

In The Matter Of: Owner Christine M. Chanley

Owner Christine M. Chanley, having now appeared and deposited sufficient funds in an escrow account, Bay Meadows Racing Association ruling #39 dated March 28, 2008 suspending Ms. Chanley's license privileges for violation of California Horse Racing Board rule # 1547 (Failure To Appear) is set aside and Ms. Chanley is hereby restored to good standing.

The above ruling was issued after Ms. Chanley appeared. She stated she did not receive the complaint even though post office records show that delivery was attempted at her address. Ms. Chanley deposited the amount of the disputed vet bill, \$2,591.00, into her paymaster account. The Stewards placed a hold on that amount and a new hearing has been scheduled for April 23, at 10:00 A.M.

(5) AYARZA RULING

### Ruling # 43

Jockey Jorge Ayarza is fined the sum of fifty dollars (\$50.00)\* for reporting late to the jockey's room on April 3, 2008 at Bay Meadows Race Course, a violation of California Horse Racing Board Rule # 1680 (Jockeys and Drivers to Report)

The above ruling was issued after Jorge appeared and could not adequately explain his tardiness in reporting to the room yesterday.

#### (6) STEWARDS INQUIRY – FIFTH RACE- NO CHANGE

The Stewards posted the inquiry sign to evaluate two incidents in the stretch run of a congested turf contest. After a thorough review of both incidents the Stewards affirmed the original order of finish.

The first item up for review involved the seventh place finisher #11 OUR FAIR LAD, ridden by Roberto Gonzalez, and the winner #3 DA NICKY with Francisco Duran in the irons. Tapes showed that OUR FAIR LAD bore in near the 3/16 making contact with DA NICKY and forcing that rival off his path. Since DA NICKY came on to best OUR FAIR LAD no disqualification was warranted.

In the second incident near the wire, #2 LONGITUDE (4<sup>th</sup>, Kyle Kaenel) and #4 WILD YANKEE (6<sup>th</sup>, Omar Figueroa) encountered close quarters and steadied. LONGITUDE clipped heels in the process.

Tapes showed that LONGITUDE and WILD YANKEE ran up on the leaders nearing the finish line even though there was no room between those leading horses. Kaenel shifted LONGITUDE to the inside and he clipped heels of the place horse #8 DANCETHELIN. WILD YANKEE moved to the outside and made contact with #11 OUR FAIR LAD. The Stewards determined that both LONGITUDE and WILD YANKEE contributed to their own problems and took no action with respect to the placings.

The jockeys involved will view the tapes of the race with the Stewards in the morning.

#### (7) STEWARDS INQUIRY – EIGHTH RACE – DISQUALIFICATION

The Stewards posted the inquiry sign to evaluate an incident shortly after the start which saw the eighth place finisher, #2 MIDNIGHT CABINET, with Francisco Duran in the saddle, get jostled and lose ground. After a thorough evaluation the Stewards disqualified the seventh place finisher #5 VADERATOR (Omar Figueroa) and placed him eighth behind MIDNIGHT CABINET.

Tapes showed that VADERATOR drifted in after the start forcing #4 TRIBESMAN and #3 ZONING IN inward. The latter made contact with MIDNIGHT CABINET who lost ground and, in the opinion of the STEWARDS, the opportunity at a better placing.

Original Order of Finish                      1-9-7-6-4-3-5-2-8

Official Order of Finish 1-9-7-6-4-3-2-5-8

(8) ATTENDANCE- HANDLE

On Track Attendance	3,735
N-Cal Attendance	8,496
On Track Handle	\$1,262,804.50
N-Cal Handle	\$3,012,564.80
<u>S Cal on N Cal</u>	<u>\$1,187,644.20</u>
Total Handle	\$6,334,831.91

4/6/2008 SUNDAY

(1) EARLY DECLARATIONS

2 <sup>nd</sup> race # 1 LUCK IS MANDATORY vet- sick, Jessica Christiansen D.V.M.	(Tr. Steve Miyadi) Refunds \$ 699.00
4 <sup>th</sup> race # 6 LOTTA TEXAS CHARM vet- sick, Jessica Christiansen D.V.M.	(Tr. Steve Miyadi) Refunds \$ 920.00
5 <sup>th</sup> race # 5 GEE BEE COMET vet- injured, Jessica Christiansen D.V.M.	(Tr. Bill Smith) Refunds \$ 29.00
#7 HOLY DEUCE vet- sick, Jessica Christiansen D.V.M.	(Tr. Ed Moger) Refunds \$ 158.00

(2) FILM REVIEWS

Jockey Roberto Gonzalez was in to review yesterday's fifth race. Gonzalez admitted he let his horse drift in and bump a rival near the 3/16 and again near 1/8. Roberto explained the horse was hard to handle but the Stewards felt he could have done more to correct the drift and issued the following ruling:

Ruling # 44

Jockey Roberto Gonzalez, who rode OUR FAIR LAD in the fifth race at Bay Meadows Race Course on Saturday, April 5, 2008, is suspended three (3) racing days (April 13, 14, and 17, 2008) for failure to make a proper effort to maintain a straight course in the stretch and causing interference: a violation of California Horse Racing Board Rule #1699 (d) & (f) (Riding Rules – Careless Riding).

Jockey Inoel Beato also appeared to review an incident in the stretch run of the fifth race. Just before the wire Jockey Omar Figueroa had run up on Beato's heels and was trying to find racing room on the outside. Inoel allowed his mount to drift out contributing to, but not causing, Figueroa's problems. Had Beato kept his horse straight the incident would

have been mitigated. Inoel acknowledged the error and accepted the suspension listed below:

Ruling # 45

Jockey Inoel Beato, who rode DANCE THE LINE in the fifth race at Bay Meadows Race Course on Saturday, April 5, 2008, is suspended three (3) racing days (April 13, 14, and 17, 2008) for failure to make a proper effort to maintain a straight course in the stretch and causing interference: a violation of California Horse Racing Board Rule #1699 (d) & (f) (Riding Rules – Careless Riding).

Jockey Omar Figueroa came to review yesterday's eighth race in which his mount was disqualified from seventh to eighth for causing interference shortly after the start. Figueroa admitted he let his mount drift in too far which initiated a chain reaction that cost a rival the opportunity at a better placing. The following penalty was imposed.

Ruling # 46

Jockey Omar Figueroa, who rode VADERATOR in the eighth race at Bay Meadows Race Course on Saturday, April 5, 2008, is suspended three (3) racing days (April 13, 14, and 17, 2008) for altering course without sufficient clearance in the backstretch causing interference, resulting in a disqualification from seventh to eighth. A violation of California Horse Racing Board Rule #1699 (d) & (f) (Riding Rules – Careless Riding).

(3) STEWARDS INQUIRY – FOURTH RACE – NO CHANGE

The Stewards posted the inquiry sign to evaluate the action of the 4/5 favorite #2 HIGH PRICES trained by Dean Pederson. The horse broke slowly and appeared to prop or attempt to buck down the backstretch of the 5 ½ furlong event. Jockey Chad Schvaneveldt had no ready explanation after the race other than dirt might have hit the horse in the face. Dean Pederson will be contacted to discuss the solution. HIGH PRICES was placed on the Steward's List.

(4) HANDLE- ATTENDANCE

On Track Attendance	2,685
N-Cal Attendance	6,065
On Track Handle	\$682,589.10
N-Cal Handle	\$1,854,942.70
<u>S Cal on N Cal</u>	<u>\$739,688.90</u>
Total Handle	\$4,079,458.42

4/7/2008 MONDAY

(1) EARLY DECLARATION

3<sup>rd</sup> race #2 GLASS OF RED  
vet- sick Diane Isbell D.V.M.

(Tr. Quentin Miller)  
Refunds \$ 98.60

(2) CAL-BRED REPORT

For the five day race week two races written exclusively for horses bred in California filled and were included on the card.

(3) PEDERSEN UPDATE (refer 4/6/08 [3])

Trainer Dean Pederson, who started HIGH PRICES in yesterday's fourth race was contacted and reported the horse cooled out fine. Dean was concerned about the horse's hind quarters after talking with Jockey Chad Schvaneveldt yesterday but reported the horse was fine this morning. A 5/8 mile work will be required before the horse's next start.

(4) NORTH RULING

Ruling # 47

Jockey Agent Mark North is fined the sum of one hundred dollars (\$100.00)\* for violation of California Horse Racing Board Rule # 1790 (Jockey Agent- Failure to Honor Agreement) for failure to conduct his business in a proper manner on April 3, 2008 at Bay Meadows Race Course.

The above ruling was issued after Mark met with the Stewards. North acknowledged he spoke with trainer Sherrie Monroe about riding her horse and that his rider appeared on another horse on the overnight. Mark attributed the discrepancy to a lack of communication and accepted the penalty.

(5) LATE SCRATCH – FIRST RACE – REFUND

#2 ORESIA, trained by Ed Moger, was scratched by the Stewards after the starting gate stall door popped open and the horse got loose prior to the start. The unexpected opening caught jockey Joe Castro by surprise and he was unseated when the horse broke out. ORESIA completed a full lap before being corralled by the outrider. The refund amounted to \$ 22,304.87

(6) STEWARDS INQUIRY – SIXTH RACE – DISQUALIFICATION

The Stewards posted the inquiry sign to evaluate an incident at the ¼ involving #4 KING OF BLING (5th, Jorge Herrera) and #1 ANY WAGER (6<sup>th</sup>, Frank Alvarado). After a

thorough review the Stewards disqualified KING OF BLING from fifth and placed him sixth behind ANY WAGER.

Tapes showed that KING OF BLING drifted out around the turn causing ANY WAGER to steady and costing that horse the opportunity at a better placing.

Original order of finish 5-6-2-3-4-1

Official order of finish 5-6-2-3-1-4

(7) LATE SCRATCH – SEVENTH RACE – REFUND

#3 PLEASANTLY, trained by David Nielsen, was scratched on the recommendation of track veterinarian Jessica Christiansen after the horse became fractious in the starting gate and was injured. On the Vet's List. The refund totaled \$ 22,860.26.

Jockey Jorge Ayarza was injured during the incident and taken off the track in the ambulance. Early indications are possible rib fractures.

(8) ATTENDANCE - HANDLE

On Track Attendance	1,109
N-Cal Attendance	3,357
On Track Handle	\$378,495.70
N-Cal Handle	\$1,183,599.20
<u>S Cal on N Cal</u>	<u>\$570,075.50</u>
 Total Handle	 \$3,335,912.39

	<u>3-Apr</u>	<u>4-Apr</u>	<u>5-Apr</u>	<u>6-Apr</u>	<u>7-Apr</u>	<u>WEEK TOTAL</u>	<u>Meet TOTAL</u>
<b>ACCIDENTS</b>	0	0	0	0	0	0	6
<b>CAL-BRED RACES</b>	0	1	1	0	0	2	8
<b>CLAIMS</b>	3	4	1	2	3	13	122
<b>DISQUALIFICATIONS</b>	0	0	1	0	1	2	8
<b>INQUIRIES / OBJECTIONS</b>	0	1	2	1	1	5	25
<b>REFUNDS</b>	1	2	1	4	3	11	165
<b>RULINGS</b>	1	0	2	3	1	7	46

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**John Herbuveaux**

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**Darrel McHargue**



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**Grant Baker**